



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

LCC:ddj  
Docket No: 4326-00  
6 September 2000

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 6 September 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1070 PERS 312E/07 of 4 August 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



DEPARTMENT OF THE NAVY  
NAVY PERSONNEL COMMAND  
5720 INTEGRITY DRIVE  
MILLINGTON TN 38055-0000

1070  
PERS-312E/07  
04 AUG 2000

From: Commander, Navy Personnel Command  
To: Executive Director, Board for Correction of Naval Records  
Via: Assistant, Board for Correction of Naval Records (PERS-00Z)

Subj: ADVISORY OPINION ICO [REDACTED]

Ref: (a) BCNR Docket Number 4326-00

1. Reference (a) is disapproved. Statement of service issued on 24 March 2000 is correct as shown.
2. Petty Officer [REDACTED] was on unauthorized absence from 12 December 1983 through 2 May 1984. This amounts to 143 days time lost instead of the 81 days that the member calculates it to be. He was confined due to Special Court-Martial from 22 May 1984 through 8 August 1984, which amounts to 79 days time lost. The combined total of time lost is 222 days.
3. The Pay Entry Base Date (PEBD), 8 November 1982, and the Active Duty Service Date (ADSD), 18 May 1983, are correct as shown. Therefore, no correction is warranted.

*G. C. Archie*  
G. C. ARCHIE  
By Direction